

CORRECTED FISCAL NOTE

SB 1481 - HB 1555

May 10, 1999

SUMMARY OF BILL: Removes pretrial diversion for any offense and removes eligibility of defendants for probation for certain specified offenses.

ESTIMATED FISCAL IMPACT:

On April 6, we issued a fiscal note on this bill indicating an estimated fiscal impact of *an increase in state expenditures of \$9,257,000/Incarceration* and a decrease in state revenues exceeding \$100,000.*

The fiscal impact of this bill, based upon the receipt of additional information, is estimated to be:

Increase State Expenditures - \$75,000/Incarceration*

Decrease State Revenues – Not Significant

Increase Local Govt. Expenditures – Not Significant

Decrease Local Govt. Revenues – Not Significant

The estimate assumes:

- two levels of options for alternatives to sentencing under the Criminal Sentencing Reform Act of 1989 will be eliminated for a significant number of defendants.
- removing these alternatives as options to sentencing will accelerate the increase in felony population incarcerated. Of the offenders made ineligible for any type of diversion and sentenced to regular probation, a minimum 20 offenders will violate terms of probation and be sentenced to at least a limited period of incarceration under split confinement requiring partial service of the minimum sentence.
- a decrease in diversion fees that such persons would otherwise pay.

*Section 9-6-119, TCA, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



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